

Exhibit 2

New York State Department of Environmental Conservation
Division of Law Enforcement
NARRATIVE REPORT

Case Number: 09-018924	Case Name: Tonawanda Coke Corporation
Title and Name: Lieutenant Robert E. O'Connor	Date: October 4, 2013
Subject/purpose: To report conference telephone interview with William Dunagan on October 3, 2013	

On Thursday, October 3, 2013, I participated in a conference telephone interview with William Dunagan. Other participants in the call included Assistant United States Attorney, Aaron Mango, and Special Agent Robert Conway of the United States Environmental Protection Agency's Criminal Investigation Division.

Mr. Dunagan is currently employed as an Environmental Consultant with the Environmental Management Assistance Program, a division of the Pennsylvania Small Business Development Centers. Prior to his current employment Mr. Dunagan was employed as an Air Quality Specialist for the Pennsylvania Department of Environmental Protection (DEP). As an Air Quality Specialist, part of Mr. Dunagan's duties included conducting air inspections at Erie Coke, in Erie, Pennsylvania. Dunagan told us that his employment at DEP spanned from 2004 to 2007.

Mr. Dunagan told us that in his capacity as a DEP Inspector at Erie Coke, he primarily dealt with the company's environmental manager, Mark Kamholz. He told us that during his inspections, Kamholz would answer the questions that Dunagan asked but that Kamholz did not seem forthcoming to Dunagan. Dunagan said he formed this opinion as to Kamholz withholding information as a result of his extensive experience in conducting inspections. Dunagan said that Kamholz would not volunteer any information. Consequently, Dunagan said, he would have to ask a lot of questions.

Mr. Dunagan recalled a specific incident that occurred at Erie Coke while he was conducting an inspection there. Dunagan told us that Mark Kamholz became very upset and then became physical with Dunagan. He told us that the incident occurred in 2006 or 2007.

Dunagan related that the incident occurred while he was conducting a Method 9 inspection at Erie Coke and asking Kamholz several questions related to the operations at the plant. He told us that Kamholz became very upset and began to scream at Dunagan. He told us that Kamholz "got in my face." Dunagan said Kamholz was shaking and was so close that when he was shouting at Dunagan, spittle from Kamholz was striking Dunagan in his face. Dunagan told us that Kamholz "chest bumped" him and then shoved him. Dunagan told us that as a result of the shove by Kamholz, he (Dunagan) lost his balance and stumbled. Dunagan said he pushed Kamholz back and that, in an exchange of words that followed, Kamholz claimed that he didn't shove Dunagan, but that Dunagan stumbled over a piece of

coke on the ground.

Dunagan told us that there were several people present at the time of the incident. He related that they included two other DEP employees, Ed Kiter and Eric Gustafson. In a follow up email from Mr. Dunagan to AUSA Mango, Dunagan related that the second DEP witness to the event was not Eric Gustafson, but rather Craig Evans. He told us that there were two Erie Coke employees that also witnessed the event, but that he was unsure of their names. The same subsequent email provided by Dunagan, documents that one of the Erie Coke witnesses was Mary Nies. It also documented the incident occurred at 1:30PM on July 25, 2007. Dunagan told us that he also documented this confrontation in his Inspection Report.

Dunagan told us that Ed Kiter is now retired from the DEP and works for a company that does contract work for Erie Coke. He said that he thought Ed Kiter was always "cozy" with Mark Kamholz.

Dunagan told us that after the incident, his contact at Erie Coke was no longer Mark Kamholz. He told us he dealt with another company representative after that. Dunagan said he could not remember the representative's name but did recall that that person was later charged in an incident, which resulted in the vehicular death of another, while the representative was operating an Erie Coke company vehicle and alleged to be under the influence of alcohol. (This person is believed to be Martin Allen.)

Dunagan told us that he felt intimidated by Erie Coke after the incident with Kamholz. He told us that on about a dozen occasions, while he was doing his job and observing emissions from the plant from off site, an employee of Erie Coke came off the plant property, in a green company vehicle, and followed Dunagan around. Dunagan said that he believed that this employee was hired by Erie Coke, just to follow him (Dunagan) around.

Dunagan also told us that he occasionally ate lunch at a cafeteria in the Children's Hospital, which was located across the street from Erie Coke. He told us that the cafeteria overlooked the plant and that he could occasionally observe air emissions from that location. He told us that someone from the company called the DEP and complained about Dunagan eating at the hospital. END OF REPORT